

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

SIEW V. THONG, YUE F. XIA, QIAO F. CHEN,

Plaintiffs,

08-CV-3469 (TCP)(WDW)

v.

LOVELY NAILS NY, INC. d/b/a "Lovely Nails", NEW ALWAYS NAILS CORP. d/b/a/ "Always is Nails". DIVA NAIL & SPA INC. d/b/a "Diva Nails", VIVA NAILS. DISTRICT COURT E.D.N.Y. & SPA, INC. d/b/a "Diva Nails" OVERNAILS. & SPA, INC. d/b/a "Diva Nails", QIXING LI a/k/a "John Lee", GUINING CUI a/k/a "Susan Lee," and YING AI CHE a/k/a "Cha Young He",

FILED

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LONG ISLAND OFFICE

Defendants.

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[PROPOSED] PARTIAL DEFAULT JUDGMENT IN FAVOR OF PLAINTIFFS AGAINST DEFENDANT QIXING LI a/k/a JOHN LEE

Upon application of plaintiffs Siew V. Thong, Yue F. Xia, and Qiao F. Chen ("Plaintiffs"), and for good cause shown, it is hereby ORDERED, ADJUDGED, and DECREED that:

1. Plaintiff Siew V. Thong shall have judgment in her favor on Counts I, II, III, IV, VI and VII in the Second Amended Complaint against Defendant Qixing Li a/k/a John Lee in the amount of \$33,414.11. consisting of:

Total	\$33,414.11
Pre-judgment Interest up to November 12, 2013	\$6,503.11
Retaliation Damages (lost wages and tips)	\$15,312.00
Liquidated Damages - New York Labor Law	\$1,581.00
Liquidated Damages – Fair Labor Standards Act	\$3,693.00
Spread of Hours Wages	\$2,633.00
Overtime Wages	\$2,902.00
Minimum Wages	\$790.00

¹ All damages sought by Plaintiffs are set forth in detail in the Affidavit of Carmela Huang, at Paragraphs 4-14 and exhibits cited therein, attached to the Declaration of Colin P. Watson, dated November 12, 2013 (the "Watson Declaration"), as well as the Watson Declaration at Paragraph 8 and Exhibit G.

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2. Plaintiff Yue F. Xia shall have judgment in her favor on Counts I, II, III, IV, VI and VII in the Second Amended Complaint against Defendant Oixing Li a/k/a John Lee in the amount of \$25,563.29, consisting of:

Total	\$25,563,29
Pre-judgment Interest up to November 12, 2013	\$3,012.29
Retaliation Damages (lost wages and tips)	\$2,212.00
Liquidated Damages - New York Labor Law	\$2,690.00
Liquidated Damages - Fair Labor Standards Act	\$6,890.00
Spread of Hours Wages	\$3,869.00
Overtime Wages	\$6,332.00
Minimum Wages	\$558.00

3. Plaintiff Qiao F. Chen shall have judgment in her favor on Counts I, II, III, IV, and VI in the Second Amended Complaint against Defendant Qixing Li a/k/a John Lee in the amount of \$51,102.00, consisting of:

Total	\$51,102.00
Pre-judgment Interest up to November 12, 2013	\$5,917.00
Liquidated Damages - New York Labor Law	\$5,962.00
Liquidated Damages - Fair Labor Standards Act	\$15,375.00
Spread of Hours Wages	\$8,473.00
Overtime Wages	\$14,185.00
Minimum Wages	\$1,190.00

SO ORDERED:

Dated: Dent 19, 2013
Central Islip, NY

/s/ Thomas C. Platt

Hon. Thomas C. Platt United States District Judge